

LOWER PAXTON TOWNSHIP
BOARD OF SUPERVISORS

Minutes of the Special Business Meeting held June 12, 2007

A special business meeting of the Board of Supervisors of Lower Paxton Township was called to order at 7:32 p.m. by Chairman William B. Hawk on the above date in the Lower Paxton Township Municipal Center, 425 Prince Street, Harrisburg, Pennsylvania.

Supervisors present in addition to Mr. Hawk were William C. Seeds, Sr., William L. Hornung, Gary A. Crissman, and David B. Blain.

Also in attendance were George Wolfe, Township Manager; William Weaver, Sewer Department Head; Steve Stine, Township Solicitor; and Jodi Reese; CET Engineering Services.

Pledge of Allegiance

Mr. Hawk suspended the recitation of the Pledge of Allegiance.

Public Comment

There was no public comment.

New Business

Action on bids for the Lakeview/Valley Road/Winfield Street
Sewer Replacement Project

Mr. Weaver noted that the Board members have a copy of the bid advertisement, but he explained that an addendum was added to extend the bid due date for one week, from May 23, 2007 until May 29, 2007, at the request of a contractor.

Mr. Weaver noted that bids were opened on May 29, 2007 and five bids were provided. He noted that Michel F. Ronca & Sons, Inc. was the low bidder for the two combined projects for a total amount of the base bid in the amount of \$892,293.00, however, for the Lakewood Hills sanitary sewer replacement, the total bid was in the amount of \$72,500 which made Anrich,

Inc. the low bidder for that specific project. He noted that the Board authorized CET Engineering to separate the two projects to allow for smaller, local contractors to bid on the project. Mr. Weaver explained that two local contractors were provided information on the advertisement, only one picked up the bid documents, and neither provided a bid for the project.

Mr. Weaver stated that, after consulting with Mr. Stine, it was noted that there is some grayness in the language in terms of the ability of the Board to award the contract to Michel F. Ronca & Sons, Inc. for the total project since there was a lower bid provided by a second contractor for the Lakeview Project. Mr. Weaver suggested that there are three alternatives for the Board members to consider, but it is staff's recommendation to award the entire project to Michel F. Ronca & Sons, Inc. since it would be easier for one contractor to complete the entire project, and, after making contact with the low bidder, Anrich, Inc, for the Lakeview Project, he was informed by their President, that they do not want the project. He noted that Anrich, Inc. explained that they never anticipated they would only be awarded the smaller of the two projects, and cited that Anrich, Inc. only wanted to perform both projects.

Mr. Seeds questioned Mr. Weaver if Michel F. Ronca & Sons, Inc. had a good history with the Township. Mr. Weaver answered that they do.

Mr. Weaver noted that there are legal issues to this bid awarding. He noted that Mr. Stine stated if the Township does not award the bid to the low bidder, the Township could be subject to a legal challenge, however, there is only one other bid lower than Michel F. Ronca & Sons, Inc. Ronca, and Anrich, Inc. has stated that they do not want the job.

Mr. Wolfe noted that the legal option is to award the big job to Michel F. Ronca & Sons, Inc, reject the small job bid, and rebid it, or disregard the technicalities of procurement, and award both jobs to Michal F. Ronca & Sons, Inc.

Mr. Seeds questioned if Michel F. Ronca & Sons, Inc. would rebid the smaller Lakeview project. Mr. Weaver answered that they would.

Mr. Blain made a motion to award the entire project to Michel F. Ronca & Sons, Inc. in the amount of \$1,059,053.00. Mr. Hornung seconded the motion. Mr. Hawk called for a roll call vote: Mr. Blain, aye, Mr. Crissman, nay, Mr. Hornung, aye, Mr. Seeds, nay; and Mr. Hawk, aye. Mr. Hawk noted that the motion passes by a vote of three to two.

Adjournment

There being no further business, Mr. Crissman made a motion to adjourn the meeting. Mr. Blain seconded the motion, and the meeting adjourned at 7:37 p.m.

Respectfully submitted,

Maureen Heberle

Approved by,

Gary A. Crissman
Township Secretary